

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

LARRY E. EALY,

Plaintiff(s),

vs.

WALTER H. RICE, et. al.,

Defendant(s).

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Case Number: 3:09cv100

Chief Judge Susan J. Dlott

ORDER

The Court has reviewed the Report and Recommendation of United States Magistrate Judge Sharon L. Ovington filed on June 3, 2009 (Doc. 21), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired June 23, 2009, hereby ADOPTS said Report and Recommendation.

Accordingly, Plaintiff's Motion to Proceed *In Forma Pauperis* (Doc. 18) is **DENIED**. This case remains terminated on the Court's docket.

IT IS SO ORDERED.

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s/Susan J. Dlott  
Chief Judge Susan J. Dlott  
United States District Court